

AFFIDAVIT OF SERVICE BY MAIL

STATE OF NEW YORK)
) ss.:
COUNTY OF NASSAU)

Leila Krim, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in Long Beach, New York.

That on November 15, 2007, deponent served the within **MEMORANDUM OF LAW** **IN SUPPORT OF DEFENDANTS' MOTION TO DISMISS** upon:

Mr. Anthony Crivello Russo
Mid-State Correctional Facility
DIN 05A5228
PO Box 2500
Marcy, New York 13403

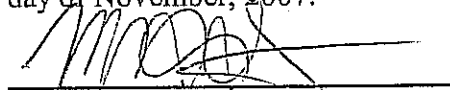
Office of the New York State Attorney General
120 Broadway
New York, New York 10271-0332

the addresses designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office Department within the State of New York.



Leila Krim

Sworn to before me this 15th
day of November, 2007.



NOTARY PUBLIC

Melissa L. Holtzer
Notary Public, State of New York
No. 02HO6171185
Qualified in Nassau County
Commission Expires 7/23/2011